

**Before the
Federal Communications Commission
Washington, DC 20554**

In the Matter of:)
) RM-9259
Compliance With Applicable Voluntary)
Band Plans in the Amateur Radio Service)

Comment in Opposition

By:

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To: The Commission

First of all I would like to make it clear that I am now and have been for several years a member of the American Radio Relay League. The main reason for belonging is for the representation and leadership that I thought the League offered. After most recently being involved with a repeater coordination group, Midwest Spectrum Management Alliance, Inc. (MiSMA) I have had my eyes opened to the broad political back stabbing tactics carried on by the League and its associated National Frequency Coordination Council, Inc. (NFCC). With this in mind I am in direct opposition to the American Radio Relay League's (ARRL) "Request For Declaratory Ruling" RM-9259.

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The ARRL indicates that this ruling is necessary for clarifying that "good amateur practice" as is contemplated by 47 C.F.R. 97.101(a) entails compliance with the voluntary band plans adopted and amended from time to time through the cooperative efforts of amateur radio operators across the country, and around the world.

The real purpose of this proposed ruling is not "good amateur practice" it is "**power and money.**" The ARRL and the NFCC has been trying for several years to set themselves up as the one and only coordination agency in the country. Now that the FCC rules stand in their way they just try and make a "Declaratory Ruling" to put themselves in charge.

In October of 1995 the ARRL called a meeting of all of the countries frequency coordinators. This was under the FALSE pretense that the FCC wanted to hold this meeting to establish a single point of contact (SPOC) between the frequency coordinators and the FCC. The first speaker was Ralph Haller (FCC Staff). He was asked by both Steve Wilson, WB9SHY and Bill Wells, WA8HSU whether the FCC requested this meeting, and did the FCC want a single point of contact, YES or NO? The answer to both questions was NO they did not. The rest of the meeting was chaos until Dick Isely, W9GIG, pulled it from the fire. Dick Isely and the ARRL managed to put together what is now referred to as the National Frequency Coordination Council, Inc. (NFCC) which does what else but, Dick Isely, W9GIG, head.

The whole intent of the NFCC and Mr. Isely is to completely change the amateur bands as we know them. One of the things that Mr. Isely is intent on doing is completely eliminating amateur television (ATV) from the 440 MHz. Band. The amateur television operators have been using this mode and band since it was legalized to do. Now years later the repeater people have decided that they need that spectrum, so they opted to have a "declaratory ruling" and take it.

To give you some idea of that type of mentality of people you are dealing with, this is a direct quote taken from the "National Repeaters Remail System" stating why the (NFCC) needs this private system for their traffic.

"We need this forum to exchange ideas without the necessity of having to defend ourselves in public. The various Klingons and Romulans will eventually pick up the gist of what is said - but by the time they do, the

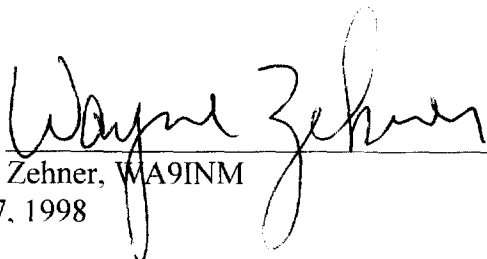
information will either be out of date, discarded, or agreed upon - so that their observations will not carry much weight". - Dick Isley

The power already granted the Frequency Coordinators in the current Commission Rules is sufficient to allow them to perform their functions. The statement at 47 CFR Section 97.205 (c) about who has responsibility to resolve cases of harmful interference is already sufficient without any change in the "black letter" rules and without the increase in authority which this petition would grant to the certain Frequency Coordinators. The statement that a Frequency Coordinator "recommends" found at 47 CFR Section 97.3 (a) (21) is already sufficient without any change in the "black letter" rules and without the increase in authority which this petition would grant.

By approving this petition by the American Radio Relay League the Commission would be doing exactly that. The League and the Frequency Coordination entities would be granted a power just as effective as a Commission rule change without being subjected to the safeguards guaranteed to the public by "The Administrative Procedures Act." This would be a very dangerous power to give any non-governmental agency especially when these private sector entities recognized by the League have already stated that that's exactly what they want to do. The Commission **must** deny them this power.

From this "Romulans" perspective to give any more "POLITICAL" power to this group of people is WRONG and DANGEROUS!! and **NOT** "GOOD AMATEUR PRACTICE"

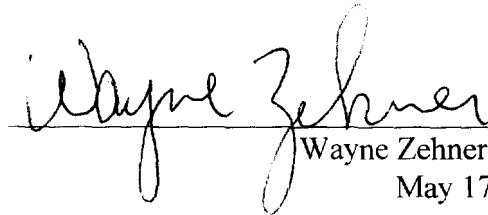
Respectfully Submitted,


Wayne Zehner, WA9INM
May 17, 1998

Certificate of Service

I hereby swear that a copy of the foregoing was served on the American Radio Relay League, Inc. by USPS First Class Mail addressed to their General Counsel at the following address:

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May 17, 1998